

ORDINANCE #2010 - 15

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE BOROUGH OF ALLENHURST REGULATING AND LIMITING THE USES OF LAND AND THE USES AND LOCATIONS OF BUILDINGS AND STRUCTURES, REGULATING AND RESTRICTING THE HEIGHT AND BULK OF BUILDING AND STRUCTURES AND DETERMINING THE AREA OF YARDS, RESTRICTING THE DENSITY OF POPULATION; DIVIDING THE BOROUGH OF ALLENHURST INTO DISTRICTS FOR SUCH PURPOSES; ADOPTING A MAP OF SAID BOROUGH SHOWING BOUNDARIES AND CLASSIFICATIONS OF SUCH DISTRICTS AND ESTABLISHING PROCEDURES REGARDING THE SUBDIVISION OF LANDS AND THE APPLICATIONS FOR SITE PLAN APPROVAL AND PRESCRIBING THE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS", ADOPTED JUNE 26, 1979

BE IT ORDAINED, BY THE BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST AS FOLLOWS:

SECTION I. That section 1000 of the above entitled Ordinance is hereby amended as follows:

SECTION 1000 - WORK PERIOD LIMITATION

No building, construction, reconstruction, remodeling or repairs shall be made, undertaken or continued within the Borough of Allenhurst between June 30 and Labor Day. No power tools such as power sanders, chain saws, power saws, nail guns, etc. shall be allowed during this moratorium.

The following work is allowed during the moratorium:

1. Regular landscaping tools, such as lawn mowers, leaf blowers, grass trimmers, or hand trimming of trees and hedges. Dead branches may be trimmed and dead trees may be taken out if considered a safety hazard. Certification from a landscaping company must accompany request for removal of dead trees and branches.
2. Painting is allowed during the moratorium. However, power sanding and outside scaffolding is not permitted. Sanding, by hand only, is permitted.
3. Power-washing is permitted.

Homeowners may request emergency waivers from the construction moratorium by filling

out a request form, notifying adjourning property owners within 200 feet and presenting the request to the Allenhurst Board of Commissioners for consideration. Applications for waivers may be obtained in the Borough Clerk=s office.

SECTION II. SEVERABILITY

If any section, subsection, clause or phrase of this Ordinance is held unconstitutional or invalid for any reason, such decision shall not effect the remaining portions of this Ordinance.

SECTION III. REPEALER

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION IV. EFFECTIVE DATE

This Ordinance shall take effect twenty days after final passage and publication according to law.

APPROVED: August 24, 2010

ADOPTED: September 14, 2010